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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JOEL HOLLEY,

11 Plaintiff,

No. 2:10-cv-0615 TLN EFB P

12 vs.

13 GARY SWARTHOUT, et al.,

14 Defendants.

ORDER

15 _____/
16 Plaintiff is a prisoner proceeding pro se with an action under 42 U.S.C. §1983. This case
17 will be referred to Magistrate Judge Dale A. Drozd to conduct a settlement conference on July
18 18, 2013, at 10:00 a.m. at the U.S. District Court, 501 I Street, Sacramento, California 95814 in
19 Courtroom #27.

20 A separate order and writ of habeas corpus ad testificandum will issue with this order.

21 In accordance with the above, IT IS HEREBY ORDERED that:

22 1. This case is set for a settlement conference before Magistrate Judge Dale A. Drozd on
23 July 18, 2013, at 10:00 a.m. at the U.S. District Court, 501 I Street, Sacramento, California in
24 Courtroom #27.

25 2. Defendants' lead counsel shall attend in person. Those in attendance must be
26 prepared to discuss the claims, defenses and damages.

1 3. Each party SHALL provide a confidential settlement conference statement to the
2 following email address: dadorders@caed.uscourts.gov so they arrive **no later than July 8,**
3 **2013.** Plaintiff shall mail his confidential settlement conference statement to Sujean Park, ADR
4 Coordinator, 501 I Street, Suite 4-200, Sacramento, California 95814, so it **arrives no later than**
5 **July 8, 2013. Parties are to file a Notice of Submission of Confidential Settlement**
6 **Conference Statement** (See L.R. 270(d)).

7 Settlement statements **should not be filed** with the Clerk of the Court nor served on any
8 other party. Settlement statements shall be clearly marked "CONFIDENTIAL" with the date
9 and time of the settlement conference indicated prominently thereon. The confidential
10 settlement statement shall be **no longer than five pages** in length, typed or neatly printed, and
11 include the following:

- 12 1. A brief statement of the facts of the case.
- 13 2. A brief statement of the claims and defenses, i.e., statutory or other grounds upon
14 which the claims are founded; a forthright evaluation of the parties likelihood of prevailing on
15 the claims and defenses; and a description of the major issues in dispute.
- 16 3. A summary of the proceedings to date.
- 17 4. A specific dollar estimate of the cost, and time, to be expended for further discovery,
18 pretrial, and trial.
- 19 5. The relief sought.
- 20 6. The party's position on settlement, including present demands and offers and a history
21 of past settlement discussions, offers, and demands.
- 22 7. A brief statement of each party's expectations and goals for the settlement conference.

23 DATED: May 13, 2013.

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25 EDMUND F. BRENNAN
26 UNITED STATES MAGISTRATE JUDGE